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- A SELECTION OF CASES AND STATUTES ON THE PRINCIPLES OF CODE PLEADING. With Notes: Prepared for Use as a Text-Book in Law Schools. By Charles M. Hepburn. Cincinnati: W. H. Anderson & Co. 1901. pp. xxxvi, 651.

The book now before us is the completed volume of which some instalments have already received notice in these pages. 13 HARVARD LAW REVIEW, 531. The author states it as his purpose in making this collection of cases to facilitate the study at first hand of those statutes and decisions which embody the principles of code pleading. The first chapter covers briefly the origin, nature, and extent of code pleading. The second deals with the provision that there shall be but one form of civil action; and the third chapter, which comprises the major part of the book, is devoted to the question in whose name the civil action should be brought. This difficult topic of "the real party in interest," which is at once a matter of substantive and of adjective law, is carefully analyzed. The most important heads are those dealing with the rights of a beneficiary, rights upon the assignment of a chose in action, and the rights of the trustee of an express trust and other representatives. At the beginning of each chapter are given the code provisions which apply to the topic in hand; first, the leading original enactments, and then the present terms of the statutes in the various states. The cases that follow are well chosen and are supplemented by a number of valuable notes upon the more difficult points.

Perhaps the chief objection to this book is its length. When the topic of civil procedure at common law has been condensed into a case book of three hundred pages, it seems almost an absurdity to treat of code pleading, which was designed to simplify the common law procedure, in a volume of more than twice that size. Yet it cannot be said that more cases are given than is necessary, and it is rather upon the codes themselves that the blame is to be laid.

Although this professes to be a work on procedure Mr. Hepburn has occasionally wandered into the realms of substantive law. Such a work as this should be kept as much as possible within its own limits, yet it seems necessary to allow a certain amount of leeway, for some doctrines of substantive law and some leading principles of code pleading are so closely interknit as to be almost inseparable. Whether in the pressure of the more important branches of law, which make such large demands on the student's time, there is left room for the careful study of code pleading which such a case book as this demands, is not a question to be determined by the reviewer. Suffice it to say, however, that if such a work is needed the want is well filled by the present volume. Mr. Hepburn has succeeded in compiling an excellent case book on an admittedly difficult subject.

E. S. T.

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- A TRANSLATION OF GLANVILLE. By John Beames, Esq., with an introduction by Joseph Henry Beale, Jr. Washington, D. C.: John Byrne & Co. 1900. pp. xxxix, 306.

In this volume the publishers have reprinted the best English translation of Glanville's "Tractatus," etc., namely, that of Beames, which was issued in 1812. No alterations have been made in the original text. The notes are in every respect as they were, and the learned preface by the early editor is given at length. An introduction by Professor Beale,